

U. S. BANKRUPTCY COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA

**ROANOKE CALENDAR - DECEMBER 5, 2005**  
(The Honorable William F. Stone, Jr. Presiding)

**Tonya Janney to appear for Ms Krippendorf today**

(Start: \_\_\_\_\_ Recess: \_\_\_\_\_ ♦ Resume: \_\_\_\_\_ Stop: \_\_\_\_\_ ♦ Trials: \_\_\_\_\_ Proceedings \_\_\_\_\_)

Attys:                      Debtors:    Case Nos.:                      Trustees:

**9:30 A. M. - CHAPTER 13 CONFIRMATIONS**

Delafield              ANGELA AND KEITH CASEY    05-73142                      Connelly/JJ

Plan filed 9/23 #27

Trustee Report and show cause filed 10/11 #37

Valuation: Friedmans Jewelers filed 11/2 #42

*Amended notice filed 11/29 schedules hearing on 12/19 @9:30*

Valuation: Regional Acceptance Corp filed 11/2 #43

Valuation: Credit Acceptance Corp filed 11/1 #44

Krippendorf              THELMA JENKINS    05-73570                      Connelly/LM

Pln due; conf ntc #5

**CASE DISMISSED BY ORDER ENTERED 10/5 #13**

Krippendorf              LISA JOHNSON    05-71700                      Connelly/JM

Plan filed 7/14 #16 (§341 and conf renoticed for service to all creditors #38)

**OBJ** filed 11/18, #43 by USA/IRS (Eckert)

Trustee Report and Show Cause filed 10/20, #41

Krippend.              ANTOINETTE JONES    05-72723                      Connelly/S

Amended Plan filed 10/18 #20

Trustee Report and Show Cause filed 8/25 #17, *cont from 10/24*

Supplemental Trustee Report and Show Cause filed 9/19, #18 *cont from 10/24*

Supplemental Trustee Report and Show Cause filed 10/20 #21 *cont from 10/24*

Krippendorf              MORRIS PHAM AND PEGGY DINH    05-71364                      Connelly/SL

Debtor Objection to Claim #5 of Teap Chouk filed 10/28 #31

Response filed 11/4, #33

*Note: Amended Plan filed 11/7 #34 schedules conf on 1/9 @9:30*

**Roanoke WFS 12/5**

**9:30 A. M. - CHAPTER 13 CONFIRMATIONS**

Krippendorf    WILLIAM AND DOROTHY WOLFE                      05-74781                      Connelly/GR  
Motion for Relief filed 11/2 #18, 31, 32 by Mortgage Electronic Registration Systems  
(Whitridge)

Motion for Relief filed 11/1 #14, 16,17, 21 by MERS c/o Countrywide (Bierman)  
Response filed 11/9 #25 (Bowman)

*Note: Confirmation scheduled 1/23/06 @9:30*

*Note: Bowman to be substituted for Krippendorf (OTBT)*

Krippend        CECIL ADDISON    05-72441                      Connelly/JJ  
Amended Plan filed 9/19 #25,26, *cont from 11/7 and 11/21*  
Trustee Report and Show Cause filed 8/2 #22, *cont from 9/26 , 11/7 and 11/21*

Shelor            JASON CLEMENTS    (*converted on 10/25/05*)    05-73229                      McLean/S  
Plan filed 8/24 #3,5  
Trustee Report and Show Cause filed 10/5, #11  
***Ord entered 10/25 converts case to chapter 7***

Shelor            DEBORAH COULTER    03-01402                      Connelly/JM  
Amended Plan filed 10/11 #39 and 40 (*post confirmation*)  
Trustee's Motion to Dismiss or Convert filed 8/26 #38, cont from 10/11

Delafield        KEVIN SETTLES    05-73245                      Connelly/JJ  
Plan filed 9/9 #10; *with cert of serv #13*  
Trustee Report and Show Cause filed 10/5 #14  
Supplemental Trustee Report and Show Cause filed 11/17, #16  
  
Valuation: Wells Fargo Financial Virginia filed 11/1 #15

Delafield        PAUL COLLEY    05-73343                      Connelly/JJ  
Plan filed #2, 7  
Trustee Report and Show Cause filed 10/5 #14  
Valuation: Citifinancial Inc. filed 10/15, #16

**Roanoke WFS 12/5**

**9:30 A. M. - CHAPTER 13 CONFIRMATIONS**

Delafield      HERMAN JOHNSON, III      05-75811      Connelly/SO  
Motion to Waive counseling Pursuant to 109(h)(3)(A) filed by Debtor 11/10 #6  
Notice of Credit Counseling Waived - Exigent Circumstances 11/15 #8

Delafield      PATRICIA ANN DE LA ROCHA      05-75803      Connelly/JM  
Court's notice of Credit Counseling Waived-Exigent Circumstances #9  
*Note: Certification of Credit Counsel filed 11/21 #23*

Delafield      JUSTIN UMSTEAD      05-71565      Connelly/SL  
Amended Plan filed 10/11 #54,56  
  
**OBJ:** Carilion Health System Federal Credit Union, *cont from 9/12 & 10/11*  
**OBJ:** City of Roanoke filed 11/23 #59  
  
Trustees Report and Show Cause filed 6/9 #17, *cont from 9/12 & 10/11*  
Supplemental Trustee Report and Show Cause filed 7/7 #30,33, *cont from 9/12 & 10/11*  
Supplemental Trustee Report and Show Cause filed 8/2 #43, *cont from 9/12 & 10/11*  
  
Motion for Relief - filed 6/27; # 23, 24, 25, 26 by Chase Manhattan Mortgage(Sasser)  
*cont from 8/8, 9/12 & 10/11*  
Answer filed 7/11; # 31 cont from 9/12 & 10/11

Shelor      VICKIE JENNINGS      05-73274      Connelly/LM  
Plan filed 8/26 #3,7  
Trustee Report and Show Cause filed 10/5 #15

Shelor      JUDY CHAMBERS      05-71961      Connelly/SL  
Plan filed 6/9; # 13, 14, *cont from 8/22, 9/26, 11/7*  
Trustee Report & Showcause filed 6/23; # 19 , *cont from 8/22, 9/26, 11/7*  
Supplemental Trustee Report and Show cause filed 8/2 #20, *cont from 8/22, 9/26,11/7*  
  
**OBJ:** City of Roanoke (Collins), *cont from 8/22, 9/26, 11/7*

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**9:30 A. M. - CHAPTER 13 CONFIRMATIONS**

Giles	SHERYL MERCHANT Plan filed 8/26 #3, 7 Trustee Report and Show Cause filed 10/5 #9	05-73263	Connelly/SL
M Giles	JEFFREY AND RENEE KIDD Amended Plan filed 8/29 #22,23, <i>cont from 10/24</i>  Trustee Report & Showcause filed 7/11; # 14,15 <i>cont from 8/22 &amp; 10/24</i>	05-72171	Connelly/LM
Giles	ROBERT USTINICH Plan filed 9/3 #3,6 Trustee Report and Show Cause filed 10/5 #9	05-73369	Connelly/SL
Giles	CHRISTOPHER PAUL WIDDOES Plan filed 9/19, #5, 6 <b>OBJ</b> filed 11/21, #12 by USA/IRS (Eckert) Trustee Report and Show Cause filed 10/20, #10	05-73615	Connelly/VS
Giles	LEE ANN FRENCH Plan filed 9/20 #6 Trustee Report and Show Cause filed 10/20, #8	05-73683	Connelly/GR
Giles	KENNETH STAFFORD & TAMMY HAMBLIN Plan filed 9/19, #7, conf ntc #5 <i>Amended Plan filed 11/22, hearing scheduled 1/9 @9:30AM</i>  Trustee Report and Show cause filed 10/20 #8	05-73595	Connelly/NS

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**9:30 A. M. - CHAPTER 13 CONFIRMATIONS**

Giles	HARRY EUGENE HOBSON	05-73718	Connelly/VS
	Plan filed 9/27 #8, 6		
	<b>OBJ</b> filed 11/21, #12 by USA/IRS (Eckert)		
	<b>OBJ</b> filed 11/22, #13 by VA Dept of Taxation (Miner)		
	<b>OBJ</b> filed 11/23 #14 by City of Roanoke (Collins)		
	Trustee Report and Show Cause filed 10/20, #10		
Giles	CHRISTOPHER AND TAMEKIA HORACE	05-73459	Connelly/SJ
	Plan filed 9/8, #3, 6		
	Trustee Report and Show Cause filed 10/20, #9		
Shelor	MICHAEL & KIMBERLY CARLISLE	05-73397	Connelly/NS
	Plan due, conf notice filed 9/7, #4		
	Trustee Report and Show Cause filed 10/4, #15		
	<i>Case dismissed by ord entered 10/17 #16; Case to be reinstated pursuant to 11/21 hearing; plan filed 11/3 #22 cont confirmation to 1/9 @9:30</i>		
Shelor	DANA PADGETT	05-73340	Connelly/JJ
	Plan filed 9/1 #3, 6		
	Trustee Report and Show Cause filed 10/5 #12		
Palmer	CLARISSA HALE	05-73350	Connelly/SJ
	Plan filed 9/21, #13, <i>certif. of service</i> #14;		
	Trustee Report and Show Cause filed 10/5 #25		
	Valuation: Acadia Financial d/b/a CifiFinancial Auto Ltd filed 9/22, #15		
	<b><i>Default order entered 11/14 #27 grants valuation motion</i></b>		

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**9:30 A. M. - CHAPTER 13 CONFIRMATIONS**

Palmer	JAMES AND TINA HALFORD Amended Plan filed 10/11 #89,90 <b>OBJ:</b> filed 11/22 #97 by VA Taxation (Miner)	04-03941	Connelly/JJ
	Trustee Report and Show cause filed 11/8 #15		
Palmer	SHARON HANCOCK Plan filed 9/11, #3 Trustee Report and Show cause filed 10/20 #17	05-73507	Connelly/SO
Palmer	TIFFANY M. JOHNSON Plan filed 9/21, #3 Trustee Report and Show cause filed 10/20 #10	05-73726	Connelly/S
P Brown	RALPHOLA ARMSTRONG (converted 9/2) Plan filed 9/15 #24 <i>with cert of serv</i> Trustee Report and Show Cause filed 10/5, #26	04-74808	Connelly/JM
McLean	TY ALEXANDER & HOLLY DENISE PERDUE Plan filed 9/15, #4 Trustee Report and Show Cause filed 10/20, #10	05-73588	Connelly/GR
Creasy	JEFFOREY LYNCH & JANELL ANNA HASH Plan filed 9/16, #2, conf ntc #6 Trustee Report and Show cause filed 10/20 #13 Supplemental Trustee Report and Show Cause filed 11/14 #14	05-73638	Connelly/AF

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**9:30 A. M. - CHAPTER 13 CONFIRMATIONS**

McNally	DAVID AND ROBIN WILSON	05-72828	Connelly/S
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## Debtor Objection to Claim #1 (HSBC Mortgage Service) filed 10/26 #18

Krippendorf HAROLD AND ROBIN LACKS 05-73187 Connelly/GR  
Plan filed 9/6 #11 *with cert of service*  
Trustee Report and Show Cause filed 10/4 #18  
  
Valuation: Honda Finance Corp. filed 9/30, #15, 16  
  
*Amended Plan filed 11/23 #28 schedules conf 1/9 @9:30*  
  
*See also Relief motion scheduled at 11AM time frame below*

**11:00 AM MISCELLANEOUS**

Krippendorf HAROLD AND ROBIN LACKS 05-73187 Connelly/GR  
Motion for Relief filed 11/14 #21,24 by Washington Mutual Bank (Stewart)  
Response filed 11/23 #27

Allen                      WILBUR AND BONITA SILVESTER                      05-71978                      Connelly/SL

Debtor Objection to Claim #11 of Asset Acceptance, LLC filed 10/6 #30  
***Order to be tendered by Allen withdrawing objection without prejudice***

M Giles	JONATHAN CHARLTON	05-70144	Connelly/JJ
	Motion for Relief and Relief from Co-debtor stay filed 9/26 #49,51 by Chase Manhattan Mortgage Corporation (Sasser) <u>cont from 10/24</u>		
	Response filed 10/3, #53		

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## 11:00 AM MISCELLANEOUS

M Giles                      JEFFREY EUGENE HOWELL                      05-70037                      Connelly/AF  
Motion for Relief filed 11/7, #30, 32 by Midland Mortgage Co. (Jaffe)

Response filed 11/14 #35

M Giles	PHILLIP AND LISA HACKER	05-72965	Connelly/SL
	Amended Motion for Valuation for CPS filed 11/8, #21		
	<b><i>Order granting Amended Motion entered 11/14 #28</i></b>		
	<b><i>Order vacating 11/14 Order granting Amended motion and setting hearing on Amended Motion on 12/5 @11 entered on 12/1 #30</i></b>		
	<i>Plan confirmation hearing continued to 1/9 @11</i>		
Boitnott	JERRY AND JANET DOYLE	05-72737 <b>RKR</b>	Connelly/AF
	Debtor objection to Claim #1 of Wachovia Bank filed 10/31 #18		
	<b><i>Order entered 10/28 #16 recuses this matter to Judge Stone</i></b>		
	<b><i>Default order tendered to Stone E-Orders on 12/2</i></b>		
M Hart	KERMIT PLUMMER	04-74295	Connelly/NS
	Trustee Motion to Dismiss or Convert Case filed 11/3 #56		
M Hart	DONNA E. WALKER	02-02044	Connelly/JJ
	Motion for Relief filed 11/8, #53, 55 by Resurgent Capital Services (Rosado)		
	<u>Answer</u> filed 11/11 #56		
Palmer	HERMAN AND SHAUNICE MASON	04-00175	Connelly/LM
	Motion for Relief filed 11/4, #36 by Mortgage Electronic Registration System (Stewart)		
	<u>Answer</u> filed 11/8		
Palmer	NANCY L. JOHNSON	05-71893	Connelly/NS
	Motion for Relief filed 11/8, #27, 28, 31 by Vanderbilt Mortgage (Higgs)		
	<u>Answer</u> filed 11/9 #32		
Palmer	SONJA JONES KIDD ( <i>bifurcated 6/15/05</i> )	05-70705	Connelly/JM
	Motion to Suspend Payments filed 11/11 #A48		

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**11:00 AM MISCELLANEOUS**



Shelor	BYRON AND DEBORAH WHITT	04-01134	Connelly/AF
	Motion for Relief filed 11/3, #65, 70, with motion and order extending #67, 69, by Manufacturers & Traders Trust Company, as Trustee (Rosado) <u>Answer</u> filed 11/4, #68		
Shelor	BRYAN AND WANDA FITZGERALD	04-00337	Connelly/AF
	Motion for Relief filed 11/7, #104, 107 filed by Aurora Loan Services (Jaffe) <u>Answer</u> filed 11/8, #106		
Shelor	ROLANDA TAYLOR	04-00801	Connelly/JM
	Motion for Relief filed 11/10 #42, 45, 48 by Virginia Housing Development Authority (Wade) <u>Answer</u> filed 11/14 #44 <u>Answer</u> filed 11/16 #46 - <i>This is a duplicate of entry #44</i>		
Shelor	TOMMIE AND LUESHELL DONNER	04-02959	Connelly/SJ
	Motion to Incur Debt filed 11/11 #32		
Shelor	WILLIAM BALL, JR.	02-03930	Connelly/AF
	Motion to Incur Debt Post-Petition filed 10/27 #31, <i>cont from 11/21</i>		
Pro se	SHERLENE THOMASON	05-75810	Connelly/SO
	Debtor Notice of Credit Counseling Waived-Exigent Circumstances filed 11/10 #10		
Janney	REBECCA LEWIS	05-70663	Connelly/SL
	Trustee Motion to Dismiss or Convert Case filed 10/31 #24, <i>cont from 11/21</i> <u>Response</u> filed 11/14 #25		

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**Admission of Joseph Todd Cockfield with movant Matthew Huebschmann**

**2:00 P.M. - PRE-TRIAL CONFERENCES**

Bowman BLUE RIDGE MOUNTAIN LEATHER, INC. 98-00093 DIP/NS  
 AP 05-07133; 498 (*summons issued 10/14*)  
 Debtor vs IRS  
*(Note: to be held by TCC in Chambers; Bowman and Keen participating by TCC beginning at 1:45PM - Keen to initiate the call)*  
  
 AP 05-07134: 498 (*summons issued 10/14*)  
 Debtor vs Virginia Dept of Taxation (Miner)  
Answer filed 11/10 #6

Goldstein WANDA SEARS (*Final pre-trial*) 03-03328 Vogel/S  
**A/P 05-07029: Determine Dischargeability - Contd from 4/22 tel conf & from 11/7**  
 American Express Financial Advisors(Pfeiffer) v. Debtor  
Answer to Counts II and IV filed 5/6 #7 (Fennell)  
Answer to Counts I and III of the Complaint filed 10/5 #20 (Fennell)  
  
 Motion for Leave to Take Additional depositions filed by AEFA 11/3 #38  
 Memorandum in Opposition to Plaintiff's Motion filed by Fennell 11/11 #43

***Heard TCC on December 2 at 2:00 p.m. - Hearing on 12/5 cancelled***

**2:00 P.M - MISCELLANEOUS**

McNally JEFFREY JONES 05-72969 Creasy/SL  
 Trustee Motion to Extend Issuance of Discharge filed 10/28 #6  
***Trustee Report of No Objections filed 12/1 #13; hearing cancelled***

Brown JOHN WATKINS 03-04719 Creasy/VS  
 Trustee Motion to Extend Time to File Objections to Exemptions filed 11/3, #80, 81  
*(Absent objections 5 days prior to hearing, the order becomes self-executing and deadline is extended for 90 days)*  
*Note: Debtor Motion to Convert case to ch 13 scheduled 12/19 @2PM*

T Giles CHRISTINA LYNN HALE 05-75436 Creasy/AF  
 Motion for Relief filed 11/7, #7,9 by Citizens Automobile Finance (Fogleman)  
 Joint Motion (filed 12/2 #13) to continue Relief Motion to 12/19 @2PM (Fogleman)  
*Proposed order tendered to Stone CM Email box*

M Giles JAMES MCKINLEY SMITH, JR. 04-00145 Creasy/JJ  
 Trustee Application for Compensation filed 11/6, #19, 20, 24  
***Trustee Report of no objections on 12/1 #25; Application is self-executing & hearing cancelled***

Claytor GINA AND JAMIE SCICLUNA 05-73338 Vogel/AF  
 Motion for Relief filed 11/2 #10, 16 with Motion and Order to Extend #12,14 by Daimler Chrysler Services (Higgs)  
***Order entered 11/17 #19 grants motion***

**Roanoke WFS 12/5**

**2:00 P.M - MISCELLANEOUS**

Zadell HARVEY AND SHARON GRIGGS 05-74229 Goldstein/S

Motion for Relief filed 11/2 #7 by Wilshire Credit Corp/Service for Wells Fargo Bank (Stewart)

***Default order of 11/16 #18 grants relief***

Motion for Relief filed 11/14 #15,17 with motion and order to extend the stay #10,11 by MERS C/O Option One Mortgage Company (Bierman)

***Default order to be tendered within 10 days per 12/2 fax from Bierman***

McNally      BRANDON JAMESON SMITH      05-75156      Allen/SJ  
Motion for Relief and relief from co-debtor stay filed 11/7, #6,7,8,9 by Chase Manhattan Mortgage (Wood)  
***Order entered 12/2 #17 grants Motion for Relief (co-debtor previously relieved) and cancelling hearing***

M Hart      MARGARET ELIZABETH CRAFT      03-04533      McLean/AF  
Motion for Relief filed 11/7, #40, 41, 43 by SunTrust Bank (Zimm)

Shelor      ALICE MIESEN      05-73614      Creasy/VS  
Trustee Motion to Extend Time to Objection to Exemptions and Discharge filed 11/15 #6,7 (*Absent timely objections order becomes self-executing and time extended 90 days*)  
***Report of no Objections filed 12/1 #10 - order self executing and hearing cancelled.***

McLean      WILLIE SMALL, JR.      05-73693      DIP/NS  
Motion for Relief filed 10/10 #23,25,26 by William Lancaster (Goldstein)  
*Notice of Agreement (Goldstein) filed 11/8 #47 with objections if any to be heard on this date.(cont from 11/21)*

Krippendorf      KIM ALEXANDER (converted 5/7/05 & 8/11/05)      05-71669      Vogel/SL  
Motion to Convert Case to Chapter 13 filed 10/10, #57, 58, *cont from 11/7*  
*Amended plan filed 11/1*

**Roanoke WFS 12/5**

**2:00 P.M - MISCELLANEOUS**

Krippendorf CHARLOTTE ROCK 05-72158 Vogel/SJ  
Motion to Sell Free and Clear of Liens filed 11/22 #17 with motion to Shorten Notice Requirement #18

Bowman MARK HENDRIX 05-75336 Creasy/AF  
Motion for Relief filed 11/14 #9,11 by Bank of New York (Sasser)  
Answer filed 11/30 #15

Cruey ROSILAND MULLINS 05-73457 Creasy/SJ  
Trustee *Amended* Motion to Extend Issuance of Discharge filed 11/15 #8,9)  
*Trustee report of No objections filed 12/1 #15*

Fleischhauer DEBORAH LEWIS (*closed 12/21/04*) 04-03884 Krippendorf/GR  
Motion to Reopen Case filed 11/14 #18,19

**2:30 P.M - MISCELLANEOUS**

Magee UNITED HOME HEALTH CARE, INC. 05-72094 DIP/NS  
Motion for Relief from Stay filed 11/4 #104 by Fairlawn Enterprises with Motion to Shorten the Notice Requirement #106, 107 (Hastings)

**Roanoke WFS 12/5**

**2:30 P. M. - RBX MATTERS**

Westermann/  
RBX CORPORATION 04-725 DIP/S -JJ  
**Obj to Claims filed 7/18/05 & 7/19/05 by Plan Administrator(Magee):**  
*cont from 8/22 & 11/7*

#81: Wen Huang Enterprise Co Ltd #1953  
Response filed 7/25; # 2281 (Fleischhauer)

#554: Keller Rigging & Construction, Inc. #1896  
Response filed 8/1 #2292

#45: Saia, Inc. #1810  
Response filed 8/3 #2306

#337: Sieflor Corp #1867, see also Cl #338 (resolved?)  
#338: Sieflor Corp #1869, see also Cl #337

#387: Sieflor Corp #1881

**2:30 P.M - TRIAL**

H. Brown      ROBIN AND BECKY REITEL      05-70353      Creasy/SJ  
Contd Prelim Hrg. US Trustee's Motion to Dismiss(Guzinski) case for substantial abuse  
5/2 #16, *cont from* 9/26 for **TRIAL**  
Response filed 8/7 #21

Memorandum filed 10/21 (Brown)

***11/28; UST Motion to withdraw filed and scheduled for 12/19 @2 PM***